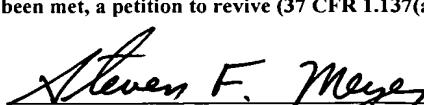


|   |   |   |
|---|---|---|
| FORM PTO-1390<br>(REV 07-2005)  |   | ATTORNEY DOCKET NUMBER<br>1232-5785                     |
| <b>TRANSMITTAL LETTER TO THE UNITED STATES<br/>DESIGNATED/ELECTED OFFICE (DO/EO/US)<br/>CONCERNING A SUBMISSION UNDER 35 U.S.C. 371</b>   |   |   |
| INTERNATIONAL APPLICATION<br>PCT/JP2005/018056  | INTERNATIONAL FILING DATE<br>22 September 2005 [22/09/2005] | PRIORITY DATE CLAIMED<br>28 September 2004 [28/09/2004] |
| TITLE OF INVENTION -- Fuel Cell Device Capable of Outputting a Signal Representing a Residual Capacity, Method for Outputting a Signal Representing a Residual Capacity of a Fuel Cell Device, and Electronic Device Capable of Detecting a Residual Capacity of a Fuel Cell  |   |   |
| APPLICANT(S) FOR DO/EO/US<br>Hideaki YAMAMOTO, Kawasaki-shi, Kanagawa-ken, Japan  |   |   |
| Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:   |   |   |
| <p>1. <input checked="" type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a submission under 35 U.S.C. 371.</p> <p>2. <input type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a submission under 35 U.S.C. 371.</p> <p>3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.</p> <p>4. <input checked="" type="checkbox"/> The US has been elected. (Article 31).</p> <p>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2))</p> <p style="margin-left: 20px;">a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau).</p> <p style="margin-left: 20px;">b. <input checked="" type="checkbox"/> has been communicated by the International Bureau.</p> <p style="margin-left: 20px;">c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</p> <p>6. <input type="checkbox"/> An English language translation of the International application as filed (35 U.S.C. 371(c)(2)).</p> <p style="margin-left: 20px;">a. <input type="checkbox"/> is attached hereto</p> <p style="margin-left: 20px;">b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).</p> <p>7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))</p> <p style="margin-left: 20px;">a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau).</p> <p style="margin-left: 20px;">b. <input type="checkbox"/> have been communicated by the International Bureau.</p> <p style="margin-left: 20px;">c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</p> <p style="margin-left: 20px;">d. <input type="checkbox"/> have not been made and will not be made.</p> <p>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</p> <p>9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</p> <p>10. <input type="checkbox"/> An English translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</p> |   |   |
| Items 11 to 20 below concern document(s) or information included:   |   |   |
| <p>11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98., with 7 references.</p> <p>12. <input checked="" type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</p> <p>13. <input type="checkbox"/> A preliminary amendment.</p> <p>14. <input checked="" type="checkbox"/> An Application Data Sheet under 37 CFR 1.76.</p> <p>15. <input type="checkbox"/> A substitute specification.</p> <p>16. <input type="checkbox"/> A power of attorney and/or change of address letter.</p> <p>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13<sup>ter</sup>.2 and 37 C.F.R. 1.821-1.825.</p> <p>18. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4).</p> <p>19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).</p> <p>20. <input type="checkbox"/> Other items or Information:</p>  |   |   |

|  |                               |   |            |                        |              |
|--|-------------------------------|---|------------|------------------------|--------------|
| U.S. APPLICATION NO. (if known, see 37 C.F.R. 1.5)   | INTERNATIONAL APPLICATION NO. |   |            | ATTORNEY'S DOCKET NO.  |              |
| <b>10/563719</b>   | PCT/JP2005/018056             |   |            | 1232-5785              |              |
|  |                               |   |            | CALCULATIONS           | PTO USE ONLY |
| The following fees have been submitted   |                               |   |            |                        |              |
| 21. <input checked="" type="checkbox"/> <b>Basic national fee</b> ..... \$300  |                               |   |            | \$ 300. 00             |              |
| 22. <input checked="" type="checkbox"/> <b>Examination fee</b><br>If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of<br>PCT Article 33 (1)-(4) ..... \$0<br>All other situations.....\$200   |                               |   |            |                        |              |
| 23. <input checked="" type="checkbox"/> <b>Search fee</b><br>If the written opinion of the ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of<br>PCT Article 33(1) – (4) ..... \$0<br>Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority .....\$100<br>International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB .....\$400<br>All other situations.....\$500 |                               |   |            | \$ 200. 00             |              |
| <b>TOTAL OF 21, 22 and 23 =</b>  |                               |   |            | \$ 500. 00             |              |
| \$1, 000.00  |                               |   |            |                        |              |
| <input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.   |                               |   |            |                        |              |
| Total Sheets   | Extra Sheets                  | Number of each additional 50 or fraction thereof (round up to a whole number) |            | RATE                   |              |
| 63 - 100 =   | 0/50 =                        | 0   |            | x \$250.00             | \$ 0         |
| Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(h)).   |                               |   |            | \$                     |              |
| CLAIMS   | NUMBER FILED                  | NUMBER EXTRA  | RATE       |                        | \$           |
| Total claims   | 18 - 20 =                     | 0   | x \$50.00  |                        | \$ 0         |
| Independent claims   | 4 - 3 =                       | 1   | x \$200.00 |                        | \$ 200.00    |
| MULTIPLE DEPENDENT CLAIM(S) (if applicable)  |                               |   |            | + \$360.00             |              |
| <b>TOTAL OF ABOVE CALCULATIONS =</b>   |                               |   |            | \$ 200.00              |              |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by $\frac{1}{2}$ .  |                               |   |            | \$                     |              |
| <b>SUBTOTAL =</b>  |                               |   |            | \$                     |              |
| Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).  |                               |   |            | +                      |              |
| <b>TOTAL NATIONAL FEE =</b>  |                               |   |            | \$1,200.00             |              |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property   |                               |   |            | + \$ 40.00             |              |
| <b>TOTAL FEES ENCLOSED =</b>   |                               |   |            | \$1,240.00             |              |
|  |                               |   |            | Amount to be refunded: | \$           |
|  |                               |   |            | Amount to be charged:  | \$1,240.00   |
| a. <input type="checkbox"/> A check in the amount of \$____ to cover the above fees is enclosed.   |                               |   |            |                        |              |
| b. <input checked="" type="checkbox"/> Please charge my Deposit Account No. <u>13-4500</u> in the amount of \$1,240.00 to cover the above fees. Order No. 1232-5785  |                               |   |            |                        |              |
| c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>13-4500</u> . Order No. 1232-5785. A duplicate copy of this sheet is enclosed.   |                               |   |            |                        |              |
| d. <input type="checkbox"/> Fees are to be charged to a credit card. <b>WARNING:</b> Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.   |                               |   |            |                        |              |
| NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.   |                               |   |            |                        |              |
| SEND ALL CORRESPONDENCE TO:<br>Morgan & Finnegan LLP<br>Enter Address Here<br>3 World Financial Center<br>New York, New York 10281-2101<br>(212)415-8700 Telephone<br>(212)415-8701 Facsimile  |                               |   |            |                        |              |
| <br>Signature<br>Steven F. Meyer<br>Name<br>35,613<br>REGISTRATION NUMBER  |                               |   |            |                        |              |
| January , 2006   |                               |   |            |                        |              |
| Form PTO-1390 (REV 7-2005)   |                               |   |            |                        |              |

Docket No. 1232-5785

IN THE UNITED STATES

RECEIVING OFFICE (RO/US)  
 DESIGNATED OFFICE (DO/US)  
 ELECTED OFFICE (EO/US)

INTERNATIONAL APPLICATION NO. INTERNATIONAL FILING DATE PRIORITY DATE CLAIMED  
PCT/JP2005/018056 22 September 2005 [22/09/2005] 28 September 2004 [28/09/2004]

TITLE OF INVENTION -- Fuel Cell Device Capable of Outputting a Signal Representing a Residual Capacity, Method for Outputting a Signal Representing a Residual Capacity of a Fuel Cell Device, and Electronic Device Capable of Detecting a Residual Capacity of a Fuel Cell

APPLICANT(S)

Hideaki Yamamoto, Kawasaki-shi, Kanagawa-ken, Japan

Mail Stop PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**VERIFIED CERTIFICATION OF EXPRESS MAILING DATE  
(INTERNATIONAL APPLICATION (37 CFR 1.10(e))**

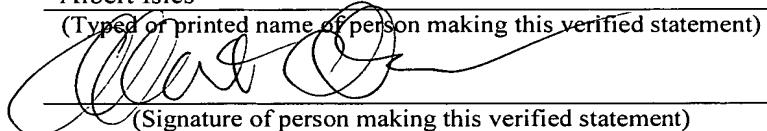
I declare that on January 5, 2006 deposited with the United States Postal Service in an envelope "Express Mail, Post Office to Addressee", bearing Label Number EV497661288US, addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 and having an express mail certification which I executed, the following papers:

1. Transmittal Letter to the United States Designated/Elected Office Concerning a Filing under 35 USC 371 with executed combined declaration/power of attorney 1 pp., copy of application - Specification 37 pp; claims 7 pp; abstract 1 p; 17 sheets of formal drawings, and all other items indicated as enclosed.
2. Information Disclosure Statement 1 pp., Form PTO-1449 – 1 p., copies of 7 references cited therein.
3. Recordation of Assignment w/ executed assignment
4. Return postcard receipt

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application of any patent issuing thereon.

Albert Isles

(Typed or printed name of person making this verified statement)



(Signature of person making this verified statement)

January 5, 2006

(Verified Certification of Express Mailing Date (International Application) [13-12])